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FILED

January 9, 2024

HON. BRUCE J. KAPLAN, J.S.C.

DANIEL COLLINS, SR., and BARBARA COLLINS, as Co-Partial Guardians of KATHLEEN COLLINS, Plaintiff, v. MERCK, SHARP & DOHME, CORP. and TEVA PHARMACEUTICALS, USA, INC., Defendants.	SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY CIVIL ACTION NO.: MID-L-008561-14 ORDER ON MOTION FOR SUBSTITUTION OF PARTIES
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WHEREAS, Plaintiff, by and through their attorneys Levensten Law Firm, upon notice to all interested parties, has moved before this Court to Substitute Barbara Collins, mother of Kathleen Collins as Personal Representatives of the Estate of Kathleen Collins, v. MERCK & CO., INC., et al. as Plaintiff in this matter, and the Court having read and considered the papers submitted in this matter, and for good cause shown;

IT IS on this 9th day of January, 2024;

ORDERED that the motion is **DENIED without prejudice**; and it is further

ORDERED that the motion is to be refiled within 90 days of this Order with the required documentation; otherwise a certification must be provided to the Court detailing the efforts made by Counsel and the steps and time necessary to obtain the required documentation; and

IT IS FURTHER ORDERED that service of this Order shall be deemed effectuated upon all parties upon its upload to eCourts. Pursuant to R. 1:5-1(a), movant shall serve a copy of this Order on all parties not served electronically within seven (7) days of the entry of the Order.

UNOPPOSED

/s/ Bruce J. Kaplan
HONORABLE BRUCE J. KAPLAN, J.S.C.

Having reviewed the within Motion, the Court finds it to be lacking. Specifically, the “power of attorney” in Exhibit A only allows for the receipt of settlement funds from Teva Pharmaceuticals and does not authorize Barbara Collins to represent the estate of Kathleen Collins in this litigation. For those reasons, Plaintiff’s motion to amend is denied.